

ASSIGNED

AMENDED APPLICATION FOR PERMIT Serial No. **2225**
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office OCT -5-1941
Returned to applicant for correction OCT 14 1941
Corrected application filed NOV 29 1941

The undersigned James Devine,
Name of applicant
of Wells, County of Elko,
State of Nevada, hereby makes application for
permission to appropriate the public waters of the State of Nevada,
as hereinafter stated. (If applicant is a corporation give date and
place of incorporation.)

1. The source of the proposed appropriation is Stony Creek in Spring Gulch in Elko County, Nevada,
Name of stream, lake, or other source.
2. The amount of water applied for is 1.6 second-feet.
One second-foot equals 40 miners' inches.
3. The water to be used for irrigation and domestic use.
Irrigation, power, mining, manufacturing, domestic, or other use.
4. The water is to be diverted from its source at the following point: S. 41° 00' East 1065 ft. from + cor. on East side of Sec. 24 T.
Describe as being within a 40-acre subdivision of public survey; or by course and distance to a section corner. If on unsurveyed land it should be so stated.
42 N. R. 60° East, M. D. B. & M.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is 160
- (b) Description of land to be irrigated N. E. ¼ of Section 24,
Describe by legal subdivision, or if on unsurveyed land it
Township 42 North, Range 60 East, M. D. B. & M.
should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.
- (c) Irrigation will begin about May 1st and end about August 1st,
Month of each year.

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horsepower.
- (e) Works to be located _____
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.
- (f) Point of return of water to stream Water not to be returned to stream,
Describe in same manner as point of diversion.
- (g) Remarks This application is made to take place of application No. 1684, in which said application an error was made in that the point of diversion was given as being in T. 41 N., R. 60 E.. The entire flow of water is not more than sufficient to irrigate the land at highest water in irrigating season and not sufficient later in season.

DESCRIPTION OF PROPOSED WORKS

My means of dirt and rock dam in Stony Creek and water is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$350.00

6. Estimated time required to construct works 1 year

7. Remarks

For use of applicant.

James Devine, Applicant.

By

Compared J.B.

This sheet inspected

, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued in lieu of permit No. 1684 in which latter named permit an error was discovered in the location of the point of diversion. This permit is issued as a change in the point of diversion of water granted under permit No. 1684.

The applicant hereunder must construct at the point of diversion a wier and headgate to facilitate the control and measurement of water.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.6 cubic feet per second.

Actual construction work shall begin on or before September 17th, 1912.

Proof of commencement of work shall be filed before October 17th, 1912.

Work must be prosecuted with reasonable diligence and be completed on or before September 17th, 1913.

Application of water to beneficial use shall be made on or before October 17th, 1915.

Proof of the application of water to beneficial use must be filed with the State Engineer on or before November 17th, 1915.

WITNESS MY HAND AND SEAL this 17th day of August, 1912.

Proof of labor filed OCT 20 1912

Map filed JAN 15 1913

Proof of beneficial use filed NOV 16 1915

Map filed NOV 16 1916

W.M. Kearney

State Engineer